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PART-I

Notifications, Orders and Declarations by Haryana Government

STATE ELECTION COMMISSION HARYANA

NIRVACHAN SADAN, PLOT NO. 2, SECTOR 17, PANCHKULA

Order

The 13th February, 2019

SUBJECT:- PANCHAYAT GENERAL ELECTIONS-2016 OFFICE ORDER REG.

No. SEC/2E-II/2019/219.— The General Elections of Zila Parishad, Rohtak were held in January, 2016 and the results of the elected candidates were declared on 28.01.2016.

2. As per provisions contained in the Haryana Panchayati Raj Election Expenditure (Maintenance and Submission of Accounts) Order, 1996, every candidate contesting election to the post of Member of Zila Parishad shall have to maintain day to day election expenditure account in accordance with the procedure laid down in paras 4, 5 and 6 of these orders and shall have to lodge his account of election expenses within 30 days from the date of declaration of result of the election in the prescribed format with the Deputy Commissioner-cum-District Election Officer (Panchayat) or any other officer as specified by the Commission. The total of the expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.

3. Para 11 of these orders provides that if the State Election Commission is satisfied that a person --

- (a) has failed to lodge an account of election expenses, within the time and in the manner required by or under this Act, and
- (b) has no good reason or justification for the failure the State Election Commission shall, by order published in the Official Gazette, declare him to be disqualified and may such person shall be disqualified for a period of three years from the date of the order.

4. The Commission, *vide* its notification No. SEC/2E-II/2015/5782, dated 03.06.2015 prescribed the limit of expenditure of Rs. 2,00,000/- that may be incurred by the contesting candidate or his authorized agent in connection with election of Member Zila Parishad.

5. As reported by the Deputy Commissioner-cum-District Election Officer, Rohtak through his letter No.15/Panchayat, dated 17.01.2017, sixty three contesting candidates of Zila Parishad, Rohtak failed to submit their election expenditure statement within the prescribed time. The Commission had served a show cause notice upon them to explain as to why they should not be disqualified on account of non submission of election expenditure account within the prescribed period. I had given an opportunity of personal hearing to twenty one candidates in my office chamber on 09.01.2019 in the interest of justice. Sh. Satyabir, Clerk was present on behalf of the Deputy Commissioner-cum-District Election Officer (Panchayat), Rohtak.

6. The candidates mentioned below appeared in person before me and had submitted their submissions explaining the reasons for non-submission of election expenditure statement:-

क्रम सं०	उम्मीदवार सर्वश्री/श्रीमती	पिता/पति सर्वश्री	गांव	वार्ड नं०
1.	महिपाल	मनफूल	कारौर	9
2.	मुकेश कुमार	पवन कुमार	म.न.174 सै.14, रोहतक, गांव—करौथा	9
3.	मनोज कुमार	नेम सिंह	बालन्द	10

During the course of personal hearing, the above mentioned two candidates had submitted their election expenditure statement. The expenditure statements submitted by them have been got examined and found to be within the expenditure limit prescribed by the Commission. I have gone through the submissions made by them and the facts available on the record. Taking a lenient view, I hereby accept election expenditure statement of these two candidates mentioned above and order to drop further proceedings against them.

7. I further direct that a copy of this order be sent to candidates concerned through Deputy Commissioner-cum-District Election Officer, Rohtak.

8. I further direct that a copy of this order be hosted on website of the Commission www.secharyana.gov.in.

Panchkula:
The 9th January, 2019.

DR. DALIP SINGH,
State Election Commissioner, Haryana.